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U.S. Potent and Trademark Office (U.S. DEPARTMENT OF COMME REJECTION OVER A PENDING "REFERENCE" APPLICATION

in re Application of: Milpurou & IORIYA of al. Application No.: 10/772,807 Filed: February 5, 2004 FOR OPTICAL RECORDING MEDIUM HAVING QUAL INFORMATION SURFACES The owner", Maleustite Block introspiel Co., Ltd.

of 100 percent interest is the leastant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10772.936 filed on February 5, 2004.

In such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on seld reference application may be attended by any terminal disciplinar filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application and is binding upon the grantee, its a tempsous or assigns. In making the above discisimer, the owner does not discisim the terminal part of any patient granted on the irrational application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patient granted on said reference application, "as the term of at y patient granted on said reference application may be strontaned by any terminal disadeliner filed prior to the grant of any patient on the pen ling reference application." In the event that any such patient granted on the pending reference application, application, the saturation of table to be pay a maintenance fee, is held unandorepaths, is really invalid by a court of competent jurisdication, is saturately discistinated in whole or terminally discisimad under 37 CFR 1.321, has all claims expected by a recommittee prior to the expiration of its full statutory term as shortened by any terminal discisimer tied prior to its grant. Check either box 1 or 2 below if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, eniversity, government agency, stc.), the undersigner is empowered to act on behalf of the business/organization. I hereby decisive this; all abstraments made hisrain of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the fire so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 16 of the United States Code and that such willful type statements may jeopardize the validity of the application or any potent lessed thereon. 2. The undersigned is a 1 attorney or agent of record. Reg. No. 22.381 January 17, 2005 emand P. Bolspete Typed or printed name (216) 621-1113 Telephone Number Terminal discialmer see under ST CFR 1.20(d) is included. WARNIFIG: Information on this form may became public. Credit eard information should not be included on this form. Provide credit card information and authorization on PTO-2018.

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